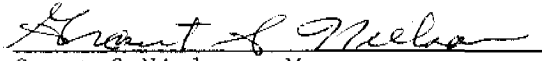


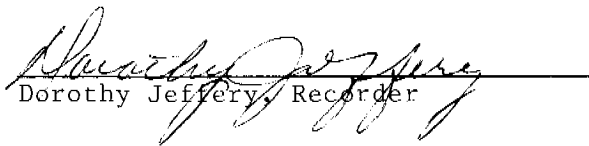
MINUTES OF A PUBLIC HEARING HELD JUNE 7, 1982

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2. Balancing the budget.
3. Impact fee areas.
4. Increased population.
5. Benefits to employees.
6. City insurance.

The hearing was officially closed by the Mayor at 8:00 p.m.


Grant S Nielson, Mayor


Dorothy Jeffery, Recorder

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD JUNE 7, 1982

PRESENT:

Grant S Nielson	Mayor
Don Dafoe	Council Member
Ruth Hansen	Council Member
Willis Morrison	Council Member
Max Bennett	Council Member
Don Bird	Council Member

OTHERS PRESENT:

Vance Bishop	City Administrator
Dorothy Jeffery	City Recorder
Pat Davies	City Clerk
Craig Whitehead	Administrative Intern
John Quick	City Engineer
Ray Valdez	Building Inspector
Neil Forster	Public Works Superintendent
Ron Johnson	Ron Johnson
Gil Trujillo	Construction Co.
	President, Delta Area
	C of C
John Peterson	
Art Jeffery	
LaVar Cox	Roger Stowell
Don Beckstead	

Mayor Nielson called the Meeting to order at 8:00 p.m. and stated that

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notice of the time, place and agenda of the meeting had been posted at the principal office of the governing body and had been provided to the Millard County Chronicle, the Millard County Gazette and the local radio station KNAK, and to each member of the governing body by hand delivering copies of the Notice and Agenda two (2) days before to each of them.

MINUTES

The Minutes of a Regular City Council Meeting held May 24, 1982 were presented to the Council. After corrections, Council Member Max Bennett MOVED to accept the minutes. Council Member Don Dafoe SECONDED the motion which carried unanimously.

The minutes of a Public Hearing held May 26, 1982 were presented for Council's consideration. Councilman Dafoe MOVED and Council Member Willis Morrison SECONDED the minutes as presented. The motion carried in the affirmative.

Minutes of a Public Hearing held May 26 on the White Sage Annexation were presented for the Council's consideration. Councilman Bird MOVED and Council Member Ruth Hansen SECONDED the motion to accept the minutes as corrected. The motion carried unanimously.

Minutes of a Public Hearing held May 28, 1982 were considered and corrected by the Council members. Councilman Don Dafoe MOVED and Council Member Ruth Hansen SECONDED the motion to accept the minutes as corrected. The motion carried unanimously.

Minutes of a Regular City Council Meeting held June 1, 1982 were presented. After discussion, Council Member Don Bird MOVED and Councilman Dafoe SECONDED to accept the minutes as corrected. The motion carried unanimously.

ACCOUNTS PAYABLE

City Recorder Dorothy Jeffery presented the accounts payable list to the members present. After a short discussion the MOTION was made by Councilman Bennett to pay the current bills. Councilman Bird SECONDED the motion which carried unanimously.

REQUEST FOR STREET ABANDONMENT

Art Jeffery, owner of Quality Market came before the Council to request the closure of a street at 150 East between Main and First South. He explained the situation concerning his store and the leasing arrangements on the property where the present Quality Market is located and also where the new Ben Franklin is to be built. His desire is to close the alley in question to provide parking and to fence the area to provide security at the back of the store. Mr. Jeffery asked the council how to proceed with his request. It was suggested that Mr. Jeffery request a meeting with the Planning Commission, file the required applications and

pay the filing fee. Mr. Peterson suggested that the statutory procedure be followed as though vacating the street and that the adjoining property owners be contacted and be given a chance to comment and that notice should be published for 4 weeks for a public hearing. After discussion on the issue, Councilman Max Bennett MOVED to set a public hearing date for July 12. Councilman Bird SECONDED the motion which carried unanimously.

ANIMAL CONTROL CONTRACT

Mr. Dennis Westwood, Animal Control Officer, stated to council that he has compiled a list of transactions concerning animal control costs and revenue. He said he didn't know of any complaints about the animal control program and he further stated that he felt the program is effective. He said the amount of garbage scattering, the number of strays and dogs barking at night had been greatly reduced. He mentioned also that more dog tags had been purchased than before. In answer to questions, he said that he is spending about the same amount of time each month on animal control and suggested that the program would work better if he were able to sell dog licenses. Since the contract is in effect until June 30, Councilman Morrison MOVED to table the issue for one week. Councilman Don Dafoe SECONDED the motion which carried unanimously.

CITY BUILDING ARCHITECT PROPOSAL

John Peterson of Dana Roubel and Larsen, presented a plan for the proposed Delta Municipal Building. He explained the location of the building on the city property and also the floor plan as it is presently drawn. Costs were discussed and also space allocation to the state, county, Delta Area Chamber of Commerce (DACC) and Delta City. The plans will now be reviewed by the separate entities involved. Gilbert Trujillo, DACC President, stated that the Chamber proposes paying for it's section of the building over a 5 year period. Mr. Bishop said that this would probably be worked out on a lease basis with the DACC, the State and others leasing space in the building. Once the building is paid off then they would be expected only to participate in the operation and maintenance costs on the building.

RESOLUTION AMENDING ANNEXATION POLICY DECLARATION

After a short discussion, Councilmember Ruth Hansen MOVED to adopt Resolution 82-67 entitled:

A RESOLUTION AMENDING THE POLICY DECLARATION STATEMENT FOR ANNEXATION OF DELTA CITY, AS AMENDED, TO PROVIDE AN ALTERNATE MEANS FOR ACQUIRING WATER RIGHTS FOR CULINARY SUPPLY TO ANNEXED AREAS AND MODIFYING THE REQUIREMENT FOR PARKS DEDICATION TO PROVIDE FOR PAYMENT OF AN IMPACT FEE IN LIEU OF PROPERTY DEDICATION, EXCEPT UPON THE SPECIFIC APPROVAL OF THE CITY COUNCIL.

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A SECOND was made by Councilman Max Bennett. The Mayor called for a roll call vote which was as follows:

Max Bennett	Aye
Willis Morrison	Aye
Ruth Hansen	Aye
Don Bird	Aye
Don Dafoe	Aye

The voting was unanimous.

RESOLUTION AUTHORIZING TO PROCEED WITH WHITE SAGE ANNEXATION

After a short discussion, Councilman Don Dafoe MOVED to adopt Resolution #82-68 entitled:

A RESOLUTION GIVING PRELIMINARY APPROVAL AND ACCEPTANCE TO A PETITION FOR ANNEXATION OF TERRITORY INTO THE CORPORATE LIMITS OF THE CITY OF DELTA, UTAH, WHICH PETITION IS ENTITLED "PETITION FOR WHITE SAGE ANNEXATION TO DELTA CITY, UTAH" SUBMITTED BY INTERMOUNTAIN POWER AGENCY, MITCHELL V. MYERS, CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS, AND OTHERS.

Councilman Willis Morrison SECONDED the motion. The Mayor called for a roll call vote on the motion.

Ruth Hansen	Aye
Don Bird	Aye
Don Dafoe	Aye
Max Bennett	Aye
Willis Morrison	Aye

The motion carried unanimously in the affirmative.

IPP IMPACT ALLEVIATION AGREEMENT NO. 15

Attorney Warren Peterson stated that there was no language change on the Resolution or on the contract. He said that the IPA did meet and review the proposed change limiting their right to audit just to this project and IPA agreed. Roger Stowell said that IPA would go on record as accepting the changes in the contract. He said that change could be sent around and initialed by IPA people, if the City so wished. Mr. Peterson recommended that the City Council approve the agreement with the modified paragraph 4. Councilmember Ruth Hansen MOVED to adopt Resolution #82-69 entitled:

A RESOLUTION APPROVING IMPACT ALLEVIATION AGREEMENT NO. 15 BETWEEN THE CITY OF DELTA, UTAH AND INTERMOUNTAIN POWER AGENCY WHICH PROVIDES FOR PARTIAL FINANCING OF THE DELTA CITY WATER SYSTEM IMPROVEMENTS PROJECT-(1982) AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT.

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Councilman Morrison SECONDED the motion. The Mayor then called for a vote:

Ruth Hansen	Aye
Don Bird	Aye
Don Dafoe	Aye
Max Bennett	Aye
Willis Morrison	Aye

The motion carried unanimously.

AWARD BID FOR PHASE I OF WATER IMPROVEMENT SYSTEM

City Engineer John Quick introduced Ron Johnson of Ron Johnson Construction and said that Mr. Johnson was successful low bidder on Phase I of the water improvement project. Mr. Quick reported that Mr. Johnson had good references and that he recommended giving Notice of Award of Bid. He said that the copies of the notice were ready for the signature of the Mayor and that once the bonding is in order, he suggested Notice to Proceed be given. Councilman Bennett MOVED to authorize the Mayor to sign the Notice of Award of Bid to Ron Johnson Construction. Councilman Dafoe SECONDED the motion which carried unanimously.

RAILROAD EASEMENT FOR SEWER IMPROVEMENT PROJECT

After a short discussion Councilman Bird MOVED to adopt Resolution #82-70 entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DELTA, UTAH AUTHORIZING AGREEMENT LD NO. 25494 BETWEEN THE CITY OF DELTA AND UNION PACIFIC RAILROAD COMPANY ENTITLED "UNDERGROUND SEWER PIPELINE CROSSING" IN CONNECTION WITH THE 1982 DELTA CITY SEWER AND WATER SYSTEM IMPROVEMENTS PROJECTS.

Councilman Bennett SECONDED the motion and a roll call was requested by the Mayor. The results were:

Ruth Hansen	Aye
Don Bird	Aye
Don Dafoe	Aye
Max Bennett	Aye
Willis Morrison	Aye

ORDINANCE AMENDING CITY CURFEW

City Attorney Warren Peterson stated to the Council that the Ordinance is basically the same as the previous ordinance except for the handling of the problem of varying hours of activities. He said that the organization holding the activity would come to the Chief of Police and register the activity, giving notice of the activity. If it's determined that a person under the curfew age is involved in that activity, the curfew hour

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would be extended for that activity. After discussion, Councilman Don Bird MOVED to adopt Ordinance #82-40 entitled:

AN ORDINANCE AMENDING SECTION 13-312 AND 13-313 OF THE REVISED ORDINANCES OF DELTA CITY (1981 EDITION) TO PROVIDE RESTRICTIVE CURFEW HOURS IN CERTAIN INSTANCES AND TO INCREASE THE MINIMUM AGE OF PERSONS NOT SUBJECT TO THE CURFEW.

Council Member Max Bennett SECONDED the motion and the voting was as follows:

Ruth Hansen	Aye
Don Bird	Aye
Don Dafoe	Aye
Max Bennett	Aye
Willis Morrison	Aye


The Ordinance was adopted unanimously.

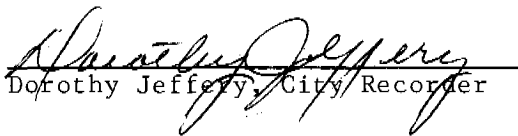
The following items were points of discussion:

1. Problems with late hours and noise at the Cellar Club.
2. Possible illegal sewage disposal.
3. A review of the council members who would be attending the IPA excursion and luncheon.
4. Possible amendments to the City electrical code to require the electrical wiring of commercial buildings to be in conduit.

Councilman Don Dafoe asked for the support of the City Council for the Millard County School Board in its choice of the site for the new vocational school. Councilman Dafoe MOVED to that effect and Councilman Bennett SECONDED the motion which carried unanimously.

The being no further reason for discussion, Councilman Bird MOVED and Councilman Bennett SECONDED to adjourn and all members concurred. The Mayor adjourned the meeting at 11:06 p.m.


Grant S Nielson, Mayor


Dorothy Jeffery, City Recorder